

HOUSE No. 4084

Message from His Excellency the Governor recommending legislation relative to further improvements to the commonwealth's transportation system. May 10, 2012.

The Commonwealth of Massachusetts

EXECUTIVE DEPARTMENT

STATE HOUSE • BOSTON 02133

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DEVAL L. PATRICK

GOVERNOR

TIMOTHY P. MURRAY

LIEUTENANT GOVERNOR

May 10, 2012.

To the Honorable Senate and House of Representatives:

I am filing for your consideration a bill entitled "An Act Financing Further Improvements to the Commonwealth's Transportation System." This bill is needed in order to correct a technical error in House Bill No. 3979 by adjusting the dollar amount in line item 6121-1215.

In light of the urgent need to provide this authorization, I urge prompt action to enact this bill.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Deval Patrick", written over a horizontal line.

DEVAL L. PATRICK,
Governor.

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In the Year Two Thousand Twelve

AN ACT FINANCING FURTHER IMPROVEMENTS TO THE COMMONWEALTH'S TRANSPORTATION SYSTEM.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to forthwith finance improvements to the Commonwealth's transportation system, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public safety and convenience.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. To provide for a program of transportation development and
2 improvements, the sums set forth in section 2, for the several purposes and subject to the conditions
3 specified in this act, are hereby made available, subject to the laws regulating the disbursement of
4 public funds. The sums appropriated in this act shall be in addition to any amounts previously
5 appropriated and made available for these purposes.

7 SECTION 2.

8 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

9 *Highway Division*

10 6121-1215 For projects on the interstate federal aid highway system; provided, that funds may
11 be expended for the costs of these projects including, but not limited to, the
12 nonparticipating portions of these projects and the costs of engineering and other
13 services essential to these projects, rendered by department of transportation
14 employees or by consultants; provided further, that amounts expended for department
15 employees may include the salary and salary-related expenses of these employees to
16 the extent that they work on or in support of these projects; provided further, that
17 notwithstanding this act or any other general or special law to the contrary, the
18 department shall not enter into any obligations for projects which are eligible to
19 receive federal funds under this act unless state matching funds exist which have been
20 specifically authorized and are sufficient to fully fund the corresponding state portion
21 of the federal commitment to fund these obligations; and provided further, that the
22 department shall only enter into obligations for projects under this act based upon a
23 prior or anticipated future commitment of federal funds and the availability of
24 corresponding state funding authorized and appropriated for this use by the general
25 court for the class and category of project for which this obligation
26 applies.....\$225,000,000

27
28 SECTION 3. To meet the expenditures necessary in carrying out section 2, the state treasurer shall,
29 upon request of the governor, issue and sell bonds of the commonwealth in an amount to be specified
30 by the governor from time to time but not exceeding, in the aggregate, \$225,000,000. All these bonds
31 issued by the commonwealth shall be designated on their face, Transportation Improvement Loan Act
32 of 2012, and shall be issued for a maximum term of years, not exceeding 30 years, as the governor
33 may recommend to the general court under section 3 of Article LXII of the Amendments to the

34 Constitution. All these bonds shall be payable not later than June 30, 2047. All interest and payments
35 on account of principal on these obligations shall be payable from the Commonwealth Transportation
36 Fund. Bonds and interest thereon issued under this section shall, notwithstanding any other provisions
37 of this act, be general obligations of the commonwealth.